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8 Attorneys for Defendants
 9 FOLEY & LARDNER LLP and STEPHEN I. BURR



8 UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION

11 ANITA HUNTER, an individual; JOHNNA
 12 BOZZA, an individual, CELLTEX SITE
 13 SERVICES, LTD., a Texas Limited Company;
 14 GRANDE INVESTMENT, LLC, a Colorado
 15 Limited Liability Company; QUIRK INFINITI,
 16 INC., a Massachusetts corporation; MICHAEL
 17 WHITTON, an individual; DOE PLAINTIFF,
 18 an individual; and all others similarly situated,

Plaintiffs;

19 v.

20 CITIBANK, N.A, a Nevada Corporation;
 21 COUNTRYWIDE BANK, FSB, a Virginia
 22 Corporation, BANK OF AMERICA
 CORPORATION, dba BANK OF AMERICA,
 N.A., a North Carolina Corporation; UNITED
 WESTERN BANK (f/k/a MATRIX CAPITAL
 BANK), a Colorado Corporation, et al.

Defendants.

Case No.: 09-02079 JW

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER TO MOVE THE
 HEARING DATE FOR DEFENDANTS
 FOLEY & LARDNER LLP AND
 STEPHEN I. BURR'S MOTION TO
 DISMISS**

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 24 IT IS HEREBY STIPULATED by and between defendants Foley & Lardner LLP and
 25 Stephen Burr (collectively, "Foley") and Plaintiffs, by their respective attorneys of record, that
 26 the hearing on Foley's motion to dismiss (Docket No. 191) shall be continued from February 8,
 27 2010 to April 5, 2010. The parties further stipulate that Foley's reply brief shall be filed ~~on or~~

1 accordance with the April 5, 2010 hearing date.

2 THEREFORE, Foley and Plaintiffs respectfully stipulate and request that the Court
3 enter an Order continuing the hearing to April 5, 2010, and permitting Foley to file its reply
4 memorandum in support of its motion to dismiss in accordance with the new hearing date.

5 Dated: January 25, 2010

KRIEG, KELLER, SLOAN, REILLEY & ROMAN LLP

7 By: _____ /s/ Allison Lane Cooper

8 ALLISON LANE COOPER

9 Attorneys for Defendants FOLEY & LARDNER
10 LLP and STEPHEN I. BURR

11 Dated: January 25, 2010

HOLLISTER & BRACE

13 By: _____ /s/ Robert L. Brace

14 ROBERT L. BRACE

15 Attorneys for the HUNTER PLAINTIFFS
and the CLASS

16 Dated: January 25, 2010

ZELLE, McDONOUGH & COHEN LLP

18 By: _____ /s/ Anthony R. Zelle

19 ANTHONY R. ZELLE

20 Attorneys for the HUNTER PLAINTIFFS
and the CLASS

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1 I, Allison Lane Cooper, am the ECF user whose ID and password are being used to file
2 this Stipulation. In compliance with General Order 45.X.B, I hereby attest that the counsel
3 listed above concurred with this filing.

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5 _____/s/ Allison Lane Cooper_____

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9 IT IS SO ORDERED AS MODIFIED.

10 The Court continues the hearing as to Defendants Foley & Lardner LLP and Stephen I. Burr to **March 22, 2010 at 9:00 AM**. The parties are to file their reply brief on or before **March 8, 2010**.

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12 Dated: January 25, 2010


Honorable James Ware
United States District Judge

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